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Attorney Docket No. 47237-0396
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

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Kengo AKIMOTO et al.

: Confirmation No.: 7863

Application No.: 09/807,541

: Group Art Unit: 1655

Filed: April 13, 2001

: Examiner: Kailash C. Srivastava,
Ph.D.

FOR: MICROORGANISMS THAT EXTRACELLULARLY SECRETE LIPIDS AND METHODS OF PRODUCING LIPID AND LIPID VESICLES ENCAPSULATING LIPIDS USING SAID MICROORGANISMS

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants wish to thank Examiners Srivastava and Gitomer for the personal interview held June 7, 2006, with Attorney Suzanne Ziska.

At the interview, the pending claims of record and the art of record (Shinmen) was discussed. Applicant's representative explained the claims were patentable over Shinmen because Shinmen did not teach or suggest a microorganism which extracellularly secretes lipid vesicles. Examiner Srivastava mentioned that extracellular secretion of the lipid distinguishes the claims over Shinmen. Both Examiners Gitomer and Srivastava agreed that the claims were patentable over Shinmen.

Reasons for non-entry of the After Final Amendment were discussed and it was decided that the After Final Amendment would be entered. Examiner Srivastava also noted he would prepare an Examiner's amendment and he would send the Interview Summary along with the Notice of Allowance.

Examiner Srivastava asked to have an electronic copy of the claims sent to him in order to facilitate the preparation of an Examiner's amendment. An electronic copy of the pending claims was subsequently forwarded to him on June 21, 2006, by email.

Respectfully Submitted,

Date: June 29, 2006
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